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Practitioner's Docket No. 701039-051580

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: T.E. Perry et al.  
Application No.: 10/056,991      Group No.: 1744  
Filed: 01/25/2002      Examiner: W.H. Beisner  
For: APPARATUS AND METHOD FOR EVALUATING TISSUE  
ENGINEERED BIOLOGICAL MATERIAL

**CERTIFICATE OF MAILING (37 C.F.R. SECTION 1.8(a))**

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RESPONSE UNDER  
37 C.F.R. 1.116**

**AMENDMENT PURSUANT TO 37 C.F.R. 1.116**

In response to the final Office Action dated August 18, 2004, Applicants are filing simultaneously herewith a Petition for a one Month Extension of Time and payment of fee. This Amendment under 37 C.F.R. 1.116 follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 4 of this paper.